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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted with Initial Filing OR Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	PUS-H002-001
First Named Inventor	Frédéric FORTIN et al.
COMPLETE IF KNOWN	
Application Number	Pending: cont of PCT/FR02/02547
Filing Date	07/17/2002
Art Unit	Pending
Examiner Name	Pending

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name:

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLEXIBLE VERTEBRAL LINKING DEVICE

(Title of the Invention)

the specification of which

 is attached hereto

OR

 was filed on (MM/DD/YYYY) as United States Application Number or PCT InternationalApplication Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
FR01/09628	France	07/18/2001	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/01 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032

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DECLARATION — Utility or Design Patent Application

<input checked="" type="checkbox"/> Direct el correspondence to:	<input type="checkbox"/> Customer Number or Bar Code Label	35.246	<input type="checkbox"/> Correspondence address below
John Moetteli of MOETTELI & ASSOCIES SàRL			
Name			
Address Case Postale 486: ave. de Frontenex 6			
CH-1211 Geneva 12	State	ZIP	
City	Telephone	Fax	
Switzerland Country			
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR: <input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name Frédéric (first and middle [if any])		Family Name FORTIN or Surname	
Inventor's Signature 	Date		
Pessac Residence: City	State	FRANCE	FR Citizenship
Mailing Address 36, allée des Passerines			
Pessac City	State	33600	FRANCE Country
NAME OF SECOND INVENTOR: <input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name Johann (first and middle [if any])		Family Name ROBIN or Surname	
Inventor's Signature 	Date		
Mérignac Residence: City	State	FRANCE	FR Citizenship
Mailing Address 1, allée du Puits de Maran			
Bègles City	State	33100	FRANCE Country
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/GB/02A attached hereto.			

[Page 2 of 2]

PTO/SB/03 (09-03)

Approved for use through 11/02/2003, OMB 0651-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM	Application Number	Pending; cont of PCTAFR02/
	Filing Date	07/17/2002 02547
	First Named Inventor	FORTIN et al.
	Title	Flexible vertebral linking
	Art Unit	Pending device
	Examiner Name	Pending
	Attorney Docket Number	PUS-H002-001

I hereby appoint:

Practitioners associated with the Customer Number: **35,246**

OR

Practitioner(s) named below:

Name	Registration Number
John MOETTELLI	35,289
Sherman PERNIA	34, 404

to my attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-named Customer Number:
35,246

OR

The address associated with Customer Number:
35,246

OR

Firm or Individual Name: **John Moetteli of MOETTELLI & ASSOCIES SàRL**

Address: **Ave de Frontenex 6**

Address: **Case Postale 486**

City: **CH - 1211 Geneva 12** State: _____ Zip: _____

Country: **SWITZERLAND**

Telephone: **00141227477849** Fax: **00141223477887**

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.
(Statement under 37 CFR 3.73(b) is enclosed. Form PTO/SB/06)

SIGNATURE of Applicant or Assignee of Record

Name: **FORTIN, Frédéric**

Signature: **X**

Date: **01/16/2004**

Telephone: **100 33 556 36 99 29**

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of **2** forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is provided by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and transmitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1438, Alexandria, VA 22313-1438.

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PTO/SB/11 (08-03)

Approved for use through 11/20/2003 GOMB 0651-0036

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**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

Application Number	Pending; cont of PCTAFR02/
Filing Date	07/17/2002 02547
First Named Inventor	FORTIN et al.
Title	Flexible vertebral linking
Art Unit	Pending device
Examiner Name	Pending
Attorney Docket Number	PUS-H002-001

I hereby appoint:

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35,246

OR

 Practitioner(s) named below:

Name	Registration Number
John MOETTELI	35,289
Sherman PERNIA	34,404

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

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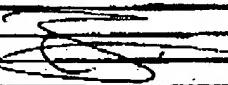
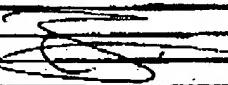
35,246

OR

Firm or Individual Name	John Moetteli of MOETTELI & Associes SàRL		
Address	Ave de Frontenex 6		
Address	Case Postale 486		
City	CH - 1211 Geneva 12	State	Zip
Country	SWITZERLAND		
Telephone	00141227477849	Fax	00141223477887

I am the:

 Applicant/Inventor. Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SO-96)**SIGNATURE of Applicant or Assignee of Record**

Name:	ROBIN, Johann	
Signature:	X	
Date:	01/16/2004	Telephone 0556152804

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representatives are required. Submit multiple forms if more than one signature is required, see below.

 Total of 2 forms are submitted.

This collection of information is required by 37 CFR 1.51 and 1.53. The information is required to obtain or retain a benefit by the public which is to be had by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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